Amendments to the Claims

The listing of claims will replace all prior versions, and listings of claims in the application.

1. (Currently Amended) A fuel injection rate control device comprising:

a governor lever [[(31)]] connected to a fuel injection rate control part [[(16)]] of a fuel injection pump [[(12)]]; and

a limiter [[(32)]] for controlling turning of the governor lever within a fixed range so as to control the fuel injection rate to an engine [[(1)]] during start-up of the engine and during increase of rotational speed of the started engine, wherein a position of the limiter [[(32)]] is changed corresponding to changes in temperature.

2. (Currently Amended) A fuel injection rate control device as set forth in claim 1, the limiter [[(32)]] further comprising:

a control section [[(33b)]] for determining at least a limit position [[(33bL)]] of the governor lever [[(31)]] turning in fuel decreasing direction, wherein the limit position [[(33bL)]] is moved in further fuel decreasing direction according to increase of temperature of the engine [[(1)]].

3. (Currently Amended) A fuel injection rate control device as set forth in claim 1 [[or 2]], further comprising:

a stopper [[(40)]] for determining a position of the limiter [[(32)]] when output power of the engine [[(1)]] is set to its maximum; and

a heat sensitive expansion member provided in the stopper [[(40)]], wherein the position of the limiter [[(32)]] is changed according to dilatation of the heat sensitive expansion member.

4. (Original) A fuel injection rate control device as set forth in claim 3, wherein wax is used as the heat sensitive expansion member.

5. (Currently Amended) A fuel injection rate control device as set forth in claim 3 [[or 4]], the stopper [[(40)]] further comprising:

slide members [[(44 and 46)]] slid according to expansion of the heat sensitive expansion member; and

a slide restriction member for restricting slide of the slide members; and

a casing [[(41)]] containing the heat sensitive expansion member, the slide members [[(44 and 48)]] and the slide restriction member.

6. (Currently Amended) A fuel injection rate control device as set forth in claim 5, wherein springs [[(48 and 49)]] are used as the slide restriction member.

7. (Currently Amended) A fuel injection rate control device as set forth in claim 3 [[to 6]], wherein the stopper [[(40)]] is attached to a side surface of the engine [[(1)]].

8. (Currently Amended) A fuel injection rate control device as set forth in claim 2, further comprising:

a stopper [[(40)]] for determining a position of the limiter [[(32)]] when output power of the engine [[(1)]] is set to its maximum; and

a heat sensitive expansion member provided in the stopper [[(40)]], wherein the position of the limiter [[(32)]] is changed according to dilatation of the heat sensitive expansion member.

9. (Currently Amended) A fuel injection rate control device as set forth in claim [[4]] 8, the stopper [[(40)]] further comprising:

slide members [[(44 and 46)]] slid according to expansion of the heat sensitive expansion member; and

a slide restriction member for restricting slide of the slide members; and

a casing [[(41)]] containing the heat sensitive expansion member, the slide members [[(44 and 48)]] and the slide restriction member.

10. (Currently Amended) A fuel injection rate control device as set forth in claim [[4]] 8, wherein wax is used as the heat sensitive expansion member.

11. (Previously Presented) A fuel injection rate control device as set forth in claim 5, wherein wax is used as the heat sensitive expansion member.

12. (Currently Amended) A fuel injection rate control device as set forth in claim 6, wherein ~~wax is used as the heat sensitive expansion member~~ wherein the stopper is attached to a side surface of the engine.

13. (New) A fuel injection rate control device as set forth in claim 4, wherein the stopper is attached to a side surface of the engine.

14. (New) A fuel injection rate control device as set forth in claim 5, wherein the stopper is attached to a side surface of the engine.

15. (New) A fuel injection rate control device as set forth in claim 8, wherein the stopper is attached to a side surface of the engine.

16. (New) A fuel injection rate control device as set forth in claim 9, wherein the stopper is attached to a side surface of the engine.

17. (New) A fuel injection rate control device as set forth in claim 10, wherein the stopper is attached to a side surface of the engine.

18. (New) A fuel injection rate control device as set forth in claim 13, wherein the stopper is attached to a side surface of the engine.

19. (New) A fuel injection rate control device as set forth in claim 9, wherein springs are used as the slide restriction member.